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11 *Attorneys for Defendant*
12 *Maxwell & Morgan, P.C., erroneously sued*
13 *as Maxwell & Morgan, Corp.*

14 **UNITED STATES DISTRICT COURT**
15 **DISTRICT OF NEVADA**

16 * * *

17 Glenkirk D. Peters,
18 Plaintiff,

19 vs.
20

21 Maxwell & Morgan, Corp.,

22 Defendant.
23
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CASE NO.: 2:18-cv-01399-GMN-GWF
STIPULATION AND JOINT
REQUEST TO STAY DEADLINE TO
FILE DISPOSITIVE MOTIONS
(FIRST REQUEST)

1 IT IS HEREBY STIPULATED by and between Plaintiff Glenkirk D. Peters
2 (“Peters”) and defendant Maxwell & Morgan, P.C., erroneously sued as Maxwell &
3 Morgan, Corp. (“M&M”) (collectively, the “Parties”), by and through the
4 undersigned counsel of record, as follows:

5 1. On October 9, 2018, Peters filed a First Amended Complaint (“FAC”) in
6 this action. Doc. No. 17.

7 2. On October 23, 2018, M&M filed a motion to dismiss the FAC. Doc.
8 No. 20. On November 6, 2018, Peters filed an opposition (Doc. No. 21) and, on
9 November 19, 2018, M&M filed its reply (Doc. No. 26). The motion is fully-briefed
10 and pending before the Court.

11 3. On December 11, 2018, this Court issued an Order setting a discovery
12 plan and case schedule. Doc. No. 28. The Order set a deadline of July 31, 2019 for
13 the Parties to file dispositive motions.

14 4. On December 20, 2018, M&M filed a motion to stay discovery pending
15 the resolution of the motion to dismiss. Doc. No. 29.

16 5. On January 23, 2019, after full briefing, this Court granted the motion
17 and stayed discovery pending resolution of the motion to dismiss. Doc. No. 32. The
18 stay remains in effect.

19 6. The Parties interpret the discovery stay to also operate as a stay of the
20 other deadlines in the case schedule, including the dispositive motion deadline. Out
21 of an abundance of caution, however, the Parties hereby stipulate to also stay the
22 dispositive motion deadline until after the motion to dismiss is decided. There is
23 good cause for a stay due to the pending motion to dismiss and the stay of discovery
24 that will remain in effect until the Court rules on the motion.

25 7. Upon receiving a ruling on the motion to dismiss, and if the case
26 proceeds, the Parties will meet and confer and propose an amended discovery plan
27 and case schedule for the Court’s approval.
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1 8. This is the first stipulation for continuance of the deadline to file
2 dispositive motions.

3 Accordingly, pursuant to Local Rules IA 6-1, IA 6-2, 7-1, and 26-4, Peters and
4 M&M, by and through their respective counsels, hereby stipulate and jointly request
5 an Order staying the deadline to file dispositive motions until after the Court rules on
6 M&M's pending motion to dismiss the FAC.

7 **IT IS SO STIPULATED.**

8 DATED this 31th day of July, 2019.

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10 KAZEROUNI LAW GROUP, APC

SIMMONDS & NARITA LLP

11 /s/ Michael Kind

/s/R. Travis Campbell

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18 IT IS SO ORDERED:

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20 UNITED STATES MAGISTRATE JUDGE

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22 DATED: 8/01/2019
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